

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

INSTITUTE FOR CREATION RESEARCH, et al.,
GRADUATE SCHOOL, etc.,
vs. Plaintiff

Case No. 1:09-cv-382 SS

TEXAS HIGHER EDUCATION
COORDINATING BOARD, et al.,

Defendants.

MOTION FOR ADMISSION PRO HAC VICE

TO THE HONORABLE JUDGE OF SAID COURT:

Comes now John A. Eidsmoe, applicant herein, and moves this Court to grant admission to the United States District Court for the Western District of Texas *pro hac vice* to represent the Institute for Creation Research, et al. in this case, and would respectfully show the Court as follows:

1. Applicant is an attorney and serves as Legal Counsel for the Foundation for Moral

Law with offices at:

Foundation for Moral Law
One Dexter Avenue
Montgomery, AL 36104
Tel: (334) 262-1245
Fax: (334) 262-1708

2. Since 1970, Applicant has been a member of and in good standing with the Bar of the State of Iowa. Applicant's bar license number is AT0002315.

3. Applicant has also been admitted to practice in the following courts:

North Dakota	1976	Mbr but not lics since appr 1980
Minnesota	1978	Inactive
U.S. Court of Appeals 8 th Circuit	1980	Active
U.S. Court of Appeals 6 th Circuit	2009	Active
U.S. Court of Appeals 11 th Circuit	1995 approx.	Active
U.S. Court of Appeals 10 th Circuit	2008	Active

U.S. Supreme Court	1986 approx.	Active (I think)
U.S. Court of Military Appeals	1972	Inactive (I think)
U.S. Dist. Ct. Minnesota	1979 approx.	Active (I think)
U.S. Dist. Ct. Arkansas	1988 approx.	Active (I think)

4. Applicant is presently a member in good standing of the bars of the courts listed above, except as provided below:

After leaving North Dakota in 1977 I remained a dues-paying member in good standing until approximately 1980, at which time my status became Member but not admitted to practice.

After leaving Minnesota in 1981 I remained active until approximately 2000, at which time my status became inactive.

I was admitted to the U.S. Supreme Court to file an amicus brief approximately 1986. I have no further activity in the U.S. Supreme Court since approximately 1991 but my understanding is that my admission has no expiration date.

I was admitted to the U.S. Court of Military Appeals in 1972 while serving on active duty as an Air Force Judge Advocate. I retired from the Air Force in 1995, and my understanding is that JAGs are deactivated upon retirement.

I have never been the subject of any disciplinary action.

5. Applicant has never been subject to grievance proceedings or involuntary removal proceedings while a member of the bar of any state or federal court; no exceptions.

6. Applicant has not been charged, arrested, or convicted of a criminal offense or offenses, except as provided below (omit minor traffic offenses):

\$10 fine for dog getting loose, Grand Forks, ND, approximately 1975.

7. Applicant has read and is familiar with the Local Rules of the Western District of Texas and will comply with the standards of practice set out therein.

8. Applicant has co-counsel in this case who is admitted to practice before the United States District Court for the Western District of Texas:

Co-Counsel: James J. S. Johnson

Mailing Address: Institute for Creation Research, 1806 Royal Lane

City, State, Zip Code: Dallas, Texas 75229

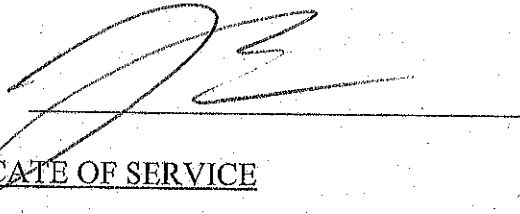
Telephone (214) 615-8314

9. Should the Court grant applicant's motion, Applicant shall tender the amount of \$25.00 *pro hac vice* fee in compliance with Local Court Rule AT-1(f)(1).
10. Should the Court grant applicant's motion, Applicant shall register as a filing user within 10 days of this order, pursuant to Administrative Policies and Procedures for Electronic Filing in Civil and Criminal Cases in the Western District of Texas.

Wherefore, Applicant prays that this Court enter an order permitting the admission of John A. Eidsmoe to the Western District of Texas *pro hac vice* for this case only.

Respectfully submitted,

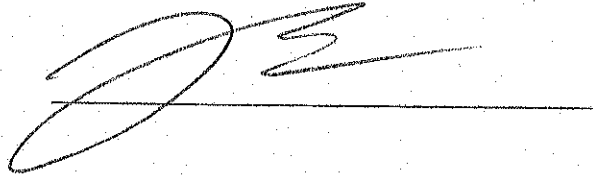
JOHN A. EIDSMOE



CERTIFICATE OF SERVICE

I hereby certify that I have served a true and correct copy of this motion upon each attorney of record and the original upon the Clerk of Court on this the 26 day of May, 2009.

JOHN A. EIDSMOE



IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

INSTITUTE FOR CREATION
RESEARCH GRADUATE SCHOOL
-vs-
plaintiff

Case No. 1:09-cv-382 SS

TEXAS HIGHER EDUCATION
COORDINATING BOARD, ET AL.

Defendants

ORDER

BE IT REMEMBERED on this the 26th day of MAY, 2009, there was presented to the Court the Motion for Admission *Pro Hac Vice* filed by John Eidsmoe ("Applicant"), ^{co-}counsel for plaintiff and the Court, having reviewed the motion, enters the following order:

IT IS ORDERED that the Motion for Admission *Pro Hac Vice* is GRANTED, and Applicant may appear on behalf of plaintiff in the above case.

IT IS FURTHER ORDERED that Applicant, if Applicant has not already done so, shall, in compliance with Local Court Rule AT-1(f)(1), immediately tender the amount of \$25.00, made payable to: **Clerk, U.S. District Court.**

IT IS FURTHER ORDERED that Applicant, pursuant to the Administrative Policies and Procedures for Electronic Filing in Civil and Criminal cases in the Western District of Texas, shall register as a filing user within 10 days of the date of this Order.

IT IS FINALLY ORDERED that Applicant's *Pro Hac Vice* status shall not become effective until Applicant has complied with all provisions of this Order.

SIGNED this the _____ day of _____ 2009.

UNITED STATES DISTRICT JUDGE